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| <b>To:</b>   | Examiner Arun K. Chakrabarti<br>Art Unit: 1634 | <b>From:</b>  | Thomas Spinelli, Esq.<br>Registration No.: 39,533 |
| <b>Fax:</b>  | (703) 872-9307                                 | <b>Pages:</b> | 5   |
| <b>Phone:</b>  | (703)-306-5818                                 | <b>Date:</b>  | May 13, 2003                                      |
| <b>Re:</b>   | USSN: 09/872,881<br>Our Docket: 14683          | <b>CC:</b>    |   |
| <input type="checkbox"/> <b>Urgent</b> <input type="checkbox"/> <b>For Review</b> <input type="checkbox"/> <b>Please Comment</b> <input type="checkbox"/> <b>Please Reply</b> <input type="checkbox"/> <b>Please Acknowledge</b> |  |               |   |

The following is being transmitted to you via facsimile on May 13, 2003:

1. Combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences & Petition for Extension of Time Trans. in Dupl.
2. Authorization to Charge Dep. Act. 19-1013 for \$1,250.00
3. Certificate of Facsimile in Dupl.

Applicant: Akira Suyama, et al.  
 Serial No.: 09/872,881  
 For: METHOD FOR DETECTING NUCLEIC ACID  
 Filed: June 1, 2001  
 Docket: 14683  
 Dated: May 13, 2003  
 TS:cm

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**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR  
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.  
14683

In Re Application Of: **Akira Suyama, et al.**

Serial No.  
09/872,881

Filing Date  
June 1, 2001

Examiner  
Arun K. Chakrabarti

Group Art Unit  
1634

Invention: **METHOD OF DETECTING NUCLEIC ACID**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS.**

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of  
**11/19/2002** in the above-identified application.

**Date**  
 Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **11/19/2002** finally rejecting Claim(s) 1-16

Applicant(s) hereby request(s) an extension of time of (check desired time period):

One month  Two months  Three months  Four months  Five months

from: **2/19/2003** **Date** until: **5/19/2003** **Date**

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

**Fee for Notice of Appeal:** **\$320.00**

**Fee for Extension of Time:** **\$930.00**

**TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME:** **\$1,250.00**

The fee for the Notice of Appeal and extension of time is to be paid as follows:

- A check in the amount of **\$1,250.00** for the Notice of Appeal and extension of time is enclosed.
- Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_  
A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-1013/SSMP**  
A duplicate copy of this sheet is enclosed.
  - Any additional filing fees required under 37 C.F.R. 1.16.
  - Any patent application processing fees under 37 CFR 1.17.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-1013/SSMP** duplicate copy of this sheet is enclosed.

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR  
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Group Art Unit  
1634

Invention: **METHOD OF DETECTING NUCLEIC ACID**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:

  
Signature

Dated: May 13, 2003

Thomas Spinelli

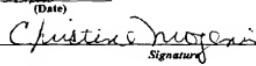
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**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax:713-872-9307  
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Christine Mogenis

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I certify that this document and fee is being deposited on ~~with the U.S. Postal Service as~~ first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

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CC: